

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**JULIAN HAYES,**

**Plaintiff,**

**v.**

**CITY OF PHILADELPHIA, PA  
and FREE LIBRARY OF PHILADELPHIA,**

**Defendants.**

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**CIVIL ACTION  
No. 21-4393**

**ORDER**

This 27th day of September, 2022, it is hereby **ORDERED** that Defendant City of Philadelphia's Motion to Dismiss (ECF 7) is **GRANTED**, as follows: Defendant Free Library of Philadelphia is **DISMISSED** with prejudice; Plaintiff's failure to promote claims are **DISMISSED** with prejudice; and Plaintiff's remaining claims are **DISMISSED** without prejudice. Plaintiff may file an Amended Complaint within twenty (20) days of this Order.

/s/ Gerald Austin McHugh  
United States District Judge